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OCT 27 2006

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VIA FACSIMILE

To: Group Art Unit 3682

Firm: PTO

Fax No: 1-571-273-8300

From: Wanda J. Lawrence for Thedford I. Hitaffer

Re: U.S. Patent Application No. 10/669,751 filed 09-24-03

Our File: 1-23415

Comments: Request For Reconsideration. Please contact this office if you have any questions.

Thank you.

Total pages including cover page: 3


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OCT 27 2006

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(signature)

Wanda J. Lawrence
(name of person signing certificate)

Date: October 27, 2006 No. of Pages: 2

In re Application of:)	
Darin J. Trippensee et al.)	Group Art Unit: 3682
)	
Serial No.: 10/669,751)	Examiner: J. M. Krause
)	
Filed: September 24, 2003)	Attorney Docket: 1-23415
)	
For: Load-Assist Actuator)	Confirmation No. 4512

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

REQUEST FOR RECONSIDERATION

Honorable Sir:

Applicants respectfully request reconsideration of the Examiner's refusal to enter Applicants' reply filed on September 29, 2006, as set forth in the Advisory Action mailed October 12, 2006.

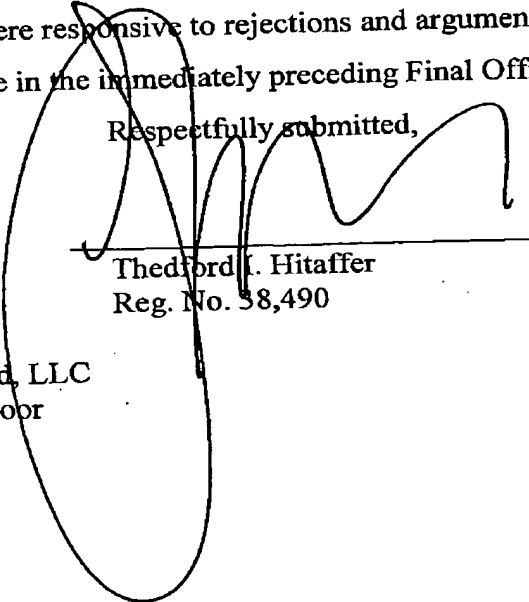
The reply should have been entered because any amendment therein was purely as to form. It did not touch on the merits of the claims, nor did it require further search or examination. Moreover, the amendment placed the application in better form for appeal.

The reply should have also been entered because it contained arguments and remarks that were not considered by the Examiner. The arguments and remarks distinctly and specifically pointed out errors in the Final Office Action and replied to every ground of objection and rejection therein. The arguments and remarks also pointed out specific distinctions that rendered the pending claims patentable over all the applied references. Applicants' arguments and remarks further clearly pointed out

Application No: 10/669,751
Attorney Docket: 1-23415

the patentable novelty which the claims present in view of the references cited or the objections made. The arguments and remarks could not have been presented earlier as the arguments and remarks were responsive to rejections and arguments presented by the Examiner for the first time in the immediately preceding Final Office Action.

Respectfully submitted,



Theodor K. Hitafer
Reg. No. 38,490

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